

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
ANDERSON DIVISION

Ralph C. McCullough, as Plan Trustee for the estates of HomeGold, Inc., HomeGold Financial, Inc., and Carolina Investors, Inc., Plaintiff, v. Robert A. Ashcraft, Robert A. Ashcraft Douglas L. Wavle and Patricia A. Wavle Douglas E. Sprayberry K. Dean Pilgrim, Jean L. Pilgrim and Stacey J. Pilgrim Eder McKinney and Lucile McKinney Richard H. Lee and Jeanne R. Lee Jay Guerry and\Meri Guerry Ronald R. Eades Jerry A. Collier and Margaret L. Collier Edward D. Paul and Nancy Coleman Hazel H. Bryant and Austin Bryant Robert L. Brown and Carmen L. Brown Merle Ballard Wylie A. Albertson and Helen G. Albertson Rosemary M. Bryan Gertrude Muth Larry McFadden and David L. McFadden John D. Kay John A. Dotson, Jr. and Debra Dotson William Rauschenbach Radhika Rohit Engineer and Rekha Rohit Engineer Douglas F. Dorsey Defendants.))	<p style="text-align: center;"><u>ORDER</u> (Written Opinion)</p>
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This matter comes before the Court on Defendants' Motion for Summary Judgment filed September 23, 2005. Counsel for Plaintiff and Defendants presented oral arguments before this Court on October 24, 2005. The Court denies Defendants' motion.

IT IS HEREBY ORDERED that Defendants' Motion for Summary Judgment be DENIED.

IT IS SO ORDERED.



G. ROSS ANDERSON, JR.
UNITED STATES DISTRICT JUDGE

Anderson, South Carolina

January 20, 2006.